

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

2006 MAR 14 AM 8:42

CLERK *B McCarty*
SO. DIST. OF GA.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

SOPHONIAS O. JAHENI,

Petitioner,

v.

KEVIN ROBERTS, Warden,

Respondent.

CV 105-164

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Respondent's motion to dismiss is **GRANTED**, this petition is **DISMISSED** without prejudice, and this civil action is **CLOSED**.

SO ORDERED this 14th day of March, 2006, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE